PATENT APPLICATION

SERIAL NO.10/821,248

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

 Applicant:
 LOVETT et al.
 Examiner:
 Bockelman, M.

 Serial No.:
 10/821,248
 Group Art Unit:
 3766

 Filed:
 April 8, 2004
 Docket No.:
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Confirmation No.: 8387 Customer No.: 51294

Title: RECONFIGURABLE SUBCUTANEOUS CARDIAC DEVICE

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this paper is being electronically transmitted by EFS-WEB to the United States Patent and Trademark Office on June 29, 2009.

By: /Tracey M. Dotter/ Tracey M. Dotter

AMENDMENT AND RESPONSE UNDER 37 C.F.R. §1.116

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed April 29, 2009, setting a three (3) month shortened statutory period for response, the Applicant submits the present amendment and response under 37 C.F.R. §1.116.

Claims 1 and 3-40 remain pending in the application. Claim 1 is amended herein. No claims are added or canceled herein. The Applicant respectfully requests reconsideration and allowance of all pending claims.

AMENDMENTS TO THE CLAIMS are reflected in the listing of claims which begins on page 2 of this paper.

REMARKS/ARGUMENTS begin on page 10 of this paper.